



7040-01

SUSQUEHANNA RIVER BASIN COMMISSION

Actions Taken at September 10, 2015, Meeting

AGENCY: Susquehanna River Basin Commission.

ACTION: Notice.

SUMMARY: As part of its regular business meeting held on September 10, 2015, in Binghamton, New York, the Commission took the following actions: 1) approved or tabled the applications of certain water resources projects; 2) approved a request from Panda Power Funds for transfer of ownership of Hummel Station LLC; 3) accepted a settlement in lieu of penalty from Downs Racing L.P.; and 4) took additional actions, as set forth in the Supplementary Information below.

DATES: September 10, 2015.

ADDRESSES: Susquehanna River Basin Commission, 4423 N. Front Street, Harrisburg, PA 17110-1788.

FOR FURTHER INFORMATION CONTACT: Jason E. Oyler, General Counsel, telephone: (717) 238-0423, ext. 1312; fax: (717) 238-2436; e-mail: joyler@srbc.net. Regular mail inquiries may be sent to the above address. See also Commission website at www.srbc.net.

SUPPLEMENTARY INFORMATION: In addition to the actions taken on projects identified in the summary above and the listings below, the following items were also

presented or acted upon at the business meeting: 1) adoption of revisions to Resolution No. 2013-11; 2) release of proposed rulemaking to address shortcomings in the rules for transfer of approvals, create a category for minor modifications, establish a procedure for issuing general permits, and address other minor enhancements; 3) adoption of amendment of the Comprehensive Plan for the Water Resources of the Susquehanna River Basin; 5) approval of grants; 6) a report on delegated settlements with the following project sponsors, pursuant to SRBC Resolution 2014-15: Aqua Pennsylvania, Inc., in the amount of \$6,000; Conyngham Borough Authority, in the amount of \$5,000; Keister Miller Investments, LLC, in the amount of \$2,000; Susquehanna Gas Field Services, LLC, in the amount of \$2,500; and Wynding Brook, Inc. d/b/a Wynding Brook Golf Club, in the amount of \$5,000; and 7) approval to extend the term of emergency certificates with Aqua Pennsylvania, Inc. to September 1, 2016, and with Furman Foods, Inc. to December 3, 2015.

Compliance Matter:

The Commission approved a settlement in lieu of civil penalty for the following project:

1. Downs Racing L.P., Plains Township, Luzerne County, Pa. - \$25,000.

Project Applications Approved:

The Commission approved the following project applications:

1. Project Sponsor and Facility: Caernarvon Township Authority, Caernarvon Township, Berks County, Pa. Groundwater withdrawal of up to 0.673 mgd (30-day average) from Well 7.
2. Project Sponsor and Facility: Chetremon Golf Course, LLC, Burnside Township, Clearfield County, Pa. Consumptive water use of up to 0.200 mgd (peak day).

3. Project Sponsor and Facility: Chetremon Golf Course, LLC (Irrigation Storage Pond), Burnside Township, Clearfield County, Pa. Surface water withdrawal of up to 0.200 mgd (peak day).
4. Project Sponsor and Facility: Chief Oil & Gas LLC (Loyalsock Creek), Forksville Borough, Sullivan County, Pa. Surface water withdrawal of up to 1.500 mgd (peak day).
5. Project Sponsor and Facility: JELD-WEN, inc. Fiber Division - PA, Wysox Township, Bradford County, Pa. Groundwater withdrawal of up to 0.252 mgd (30-day average) from Well 1.
6. Project Sponsor and Facility: JELD-WEN, inc. Fiber Division - PA, Wysox Township, Bradford County, Pa. Groundwater withdrawal of up to 0.252 mgd (30-day average) from Well 4.
7. Project Sponsor and Facility: JELD-WEN, inc. Fiber Division - PA, Wysox Township, Bradford County, Pa. Groundwater withdrawal of up to 0.323 mgd (30-day average) from Well 5.
8. Project Sponsor and Facility: JELD-WEN, inc. Fiber Division - PA, Wysox Township, Bradford County, Pa. Groundwater withdrawal of up to 0.323 mgd (30-day average) from Well 6.
9. Project Sponsor and Facility: JELD-WEN, inc. Fiber Division - PA, Wysox Township, Bradford County, Pa. Groundwater withdrawal of up to 0.345 mgd (30-day average) from Well 7.

10. Project Sponsor and Facility: JELD-WEN, inc. Fiber Division - PA, Wysox Township, Bradford County, Pa. Consumptive water use of up to 0.499 mgd (peak day).
11. Project Sponsor and Facility: Keister Miller Investments, LLC (West Branch Susquehanna River), Mahaffey Borough, Clearfield County, Pa. Surface water withdrawal of up to 1.000 mgd (peak day).
12. Project Sponsor and Facility: Lycoming County Water and Sewer Authority, Fairfield Township, Lycoming County, Pa. Groundwater withdrawal of up to 0.180 mgd (30-day average) from Production Well 3.
13. Project Sponsor and Facility: Moxie Freedom LLC, Salem Township, Luzerne County, Pa. Consumptive water use of up to 0.092 mgd (peak day).
14. Project Sponsor and Facility: Moxie Freedom LLC, Salem Township, Luzerne County, Pa. Groundwater withdrawal of up to 0.062 mgd (30-day average) from Production Well 1.
15. Project Sponsor and Facility: Seneca Resources Corporation (Marsh Creek), Delmar Township, Tioga County, Pa. Renewal of surface water withdrawal of up to 0.499 mgd (peak day) (Docket No. 20110907).
16. Project Sponsor and Facility: Shrewsbury Borough, York County, Pa. Renewal and modification to increase groundwater withdrawal by an additional 0.024 mgd (30-day average), for a total of up to 0.089 mgd (30-day average) from the Blouse Well (Docket No. 19820103).

17. Project Sponsor and Facility: Shrewsbury Borough, York County, Pa. Renewal of groundwater withdrawal of up to 0.099 mgd (30-day average) from the Smith Well (Docket No. 19811203).
18. Project Sponsor and Facility: Talisman Energy USA Inc. (Wappasening Creek), Windham Township, Bradford County, Pa. Renewal of surface water withdrawal of up to 1.000 mgd (peak day) (Docket No. 20110621).
19. Project Sponsor: UGI Development Company. Project Facility: Hunlock Creek Energy Center, Hunlock Township, Luzerne County, Pa. Modification to increase consumptive water use by an additional 1.526 mgd (peak day), for a total of up to 2.396 mgd (peak day) (Docket No. 20090916).
20. Project Sponsor and Facility: XTO Energy, Inc. (West Branch Susquehanna River), Chapman Township, Clinton County, Pa. Renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20110911).

Project Applications Tabled:

The Commission tabled action on the following project applications:

1. Project Sponsor and Facility: Furman Foods, Inc., Point Township, Northumberland County, Pa. Application for renewal of groundwater withdrawal of up to 0.320 mgd (30-day average) from Well 1 (Docket No. 19850901).
2. Project Sponsor and Facility: Furman Foods, Inc., Point Township, Northumberland County, Pa. Application for renewal of groundwater withdrawal of up to 0.190 mgd (30-day average) from Well 4 (Docket No. 19850901).

3. Project Sponsor and Facility: Furman Foods, Inc., Point Township, Northumberland County, Pa. Application for renewal of groundwater withdrawal of up to 0.090 mgd (30-day average) from Well 7 (Docket No. 19850901).
4. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Cresson Borough, Cambria County, Pa. Application for groundwater withdrawal from Argyle Stone Bridge Well for inclusion in treatment of up to 6.300 mgd (30-day average) from four sources.
5. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Cresson Township, Cambria County, Pa. Application for groundwater withdrawal from Cresson No. 9 Well for inclusion in treatment of up to 6.300 mgd (30-day average) from four sources.
6. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Gallitzin Township, Cambria County, Pa. Application for groundwater withdrawal from Gallitzin Shaft Well 2A (Gallitzin Shaft #2) for inclusion in treatment of up to 6.300 mgd (30-day average) from four sources.
7. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Gallitzin Township, Cambria County, Pa. Application for groundwater withdrawal from Gallitzin Shaft Well 2B (Gallitzin Shaft #1) for inclusion in treatment of up to 6.300 mgd (30-day average) from four sources.

8. Project Sponsor and Facility: SWN Production Company, LLC (Tioga River),
Hamilton Township, Tioga County, Pa. Application for surface water withdrawal of
up to 2.000 mgd (peak day).

Request for Conditional Transfer Approved:

The Commission approved the following request for conditional transfer:

1. Panda Power Funds request for transfer of ownership of Hummel Station LLC
(Docket Nos. 20081222 and 20081222-2). Transferred dockets will include
modification of conditions requiring mitigation of all consumptively used water.

AUTHORITY: Pub.L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806, 807, and 808.

Dated: September 22, 2015.

Stephanie L. Richardson,
Secretary to the Commission.

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